

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NORTH CAROLINA
WESTERN DIVISION

No. 5:06-CV-209-F(3)

DAVID FARLEY,
Plaintiff,

vs.

LILLIE MAE BROWN,
Defendant.

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ORDER

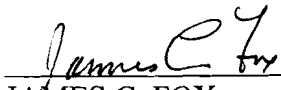
This matter is before the court upon another motion filed by the *pro se* Plaintiff [DE-23] seeking a “rehearing” in this case.

As this court already has noted, Plaintiff initiated this action by filing a Motion for Leave to Proceed In Forma Pauperis [DE-1]. In a July 13, 2006 Order [DE-4], United States Magistrate Judge William A. Webb denied Plaintiff’s motion for failure to provide the court with required financial information. Judge Webb advised Plaintiff that he had thirty days to file the requisite filing fee, otherwise the Clerk of Court would close the case. Consequently, on September 21, 2006, after the Plaintiff failed to pay the requisite filing fee within thirty days, the Clerk of Court closed the case. More than a year after the case was closed, Plaintiff sought to have the case reopened and to change the venue of the action, but both requests were denied by this court as being without merit.. Therefore, the case remains closed.

Despite the case being closed, Plaintiff has filed his *fifth* document seeking some sort of relief. The Motion [DE-23] is DENIED for being without merit. **To the extent that Plaintiff is seeking to initiate another action, he is reminded that he has been enjoined from “filing, commencing, or attempting to initiate any new lawsuit, action, proceeding, or matter in this federal district court without first obtaining leave of this Court to do so.”** *Farley v. Dove*, Case

No. 5:01-CV-761-BO(2), November 14, 2001 Order [DE-3]. **Accordingly, Plaintiff must comply with the requirements set forth in the court's November 14, 2001, Order, if he wishes to initiate another action.**

SO ORDERED. This the 6th day of April, 2009.



JAMES C. FOX
Senior United States District Judge